19/589497 IAPS Reciditation 15 AUG 2006

Docket No.: 0033-1091PUS1

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Isao MIYAGAWA et al.

Application No.: NEW Confirmation No.: N/A

Filed: August 15, 2006 Art Unit: N/A

For: HYBRIDIZATION METHOD AS WELL AS

HYBRIDIZATION MICROARRAY AND

HYBRIDIZATION KIT

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. This Information Disclosure Statement accompanies the new patent application submitted herewith.

A summary/abstract translation of some of the non-English language references is enclosed. Additionally, please note that JP-A-2004-500867 corresponds to WO-A2-01/94630; and JP-A-2001-521754 corresponds to WO-A1-99/23256.

Also attached are an Office Action issued in the basic Japanese application (JP Appl. No.: 2004-056511) from which the benefit of priority was claimed, March 7, 2006, and an Office Action issued in the basic Japanese application (JP Appl. No.: 2004-056511) from which the Birch, Stewart, Kolasch & Birch, LLP

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benefit of priority was claimed, June 6, 2006. Applicants believe that JP-2002-065299 was

incorrectly cited as a National Patent Publication rather then as a Laid Open Patent.

Applicant has not submitted copies of each cited U.S. patent and U.S. patent application

as required by 37 CFR 1.98(a)(2)(i), amended October 2004, as the U.S. Patent and Trademark

Office has waived this requirement for all U.S. patent applications. Applicant submits herewith

copies of foreign and non-patents in accordance with 37 CFR 1.98(a)(2).

A concise explanation of relevance of some of the items listed on form PTO/SB/08 is in

the form of an English language copy of a Search Report from a foreign patent office, issued in a

counterpart application, which refers to the relevant portions of the references.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement

shall not be construed to mean that a search has been made or that no other material information

as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this

Information Disclosure statement shall not be construed to be an admission that any patent,

publication or other information referred to therein is "prior art" for this invention unless

specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR

1.98 and the Examiner is respectfully requested to consider the listed references.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future

replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for

any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of

time fees.

Dated: August 15, 2006

Respectfully submitted,

Marc S. Weiner

Registration No.: 32,181

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BIRCH, STEWART, KOLASCH & BIRCH, LLP

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PTO/SB/08a/b (07-05) Approved for use through 07/31/2006. OMB 0651-0031

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				Application Number	NEW	
11	NFORMATIO	N DISC	CLOSURE	Filing Date	August 15, 2006	
STATEMENT BY APPLICANT				First Named Inventor	Isao MIYAGAWA	
				Art Unit	N/A	
	(Use as many sheets as necessary)			Examiner Name	Not Yet Assigned	
Sheet	1	of	1	Attorney Docket Number	0033-1091PUS1	

	U.S. PATENT DOCUMENTS						
Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where		
Initials*	No.1	Number-Kind Code ² (if known)	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear		
_/S.J.	AA*	US-2002/0127589-A1	09-12-2002	SATO et al.			
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	FOREIGN PATENT DOCUMENTS							
Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines,			
Initials*	No.1	Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T⁵		
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/S.J./	BE	JP-2004-500867-A	01-15-2004		STATE			
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S.J./	BK	JP-2001-521754-A	11-13-2001	SAME OF THE PARTY	No. of the last of			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁸ Applicant is to place a check mark here if English language Translation is attached.

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
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Examiner Signature	/Shannon Janssen/	Date Considered	07/06/2009
			

Birch, Stewart, Kolasch & Birch, LLP MSW/clb

¹Applicant's unique citation designation number (optional). 2Applicant is to place a check mark here if English language Translation is attached.